COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

A Tradition of Service

DATE: October 14, 2009

OFFICE CORRESPONDENCE FILE NO. SH2242904

FROM: ERIC B. SMITH, COMMANDER
LEADERSHIP AND TRAINING DIVISION

TO: KARYN MANNIS, CAPTAIN
INTERNAL AFFAIRS BUREAU

SUBJECT: **EXECUTIVE FORCE REVIEW COMMITTEE DISPOSITION:**
DEPUTY ANTHONY PAEZ #[redacted]
PALMDALE STATION

On May 3, 2009, at approximately 0025 hours, Deputy Anthony Paez, fearing for his life and the life of another person, fired five rounds at Ms [redacted] from his Beretta 92F 9mm pistol. All five rounds missed Ms [redacted] Patient [redacted] was detained pending mental evaluation under 5150 Welfare and Institutions Code.

Deputy Anthony Paez, after completing his regular work shift, was off duty in his personal vehicle, driving south on 25th Street East, approaching East Avenue S, in the city of Palmdale. As Deputy Paez approached the intersection, he saw Ms. [redacted] standing near the northwest corner, aggressively pointing at motorists what appeared to be a small caliber handgun. Deputy Paez drove his vehicle into the parking area of a gasoline station on the southeast corner of the intersection. He used his cellular telephone to call Palmdale Station, reporting a suspect brandishing a firearm at motorists. Deputy Paez followed Ms. [redacted] from a distance on foot and coordinated the responding Palmdale Station units.

After a short period of time, and prior to the arrival of the first Palmdale unit, Ms. [redacted] moved from her position adjacent to 25th Street East and began walking toward a Food for Less supermarket. Deputy Paez crossed the intersection and tried to maintain a visual of Ms [redacted] as he continued his coordination of responding units via his cellular telephone.

As Ms. [redacted] neared the supermarket, an employee stepped out of the front door. Ms. [redacted] pointed what Deputy Paez still believed to be a handgun at the employee and quickened her pace. Deputy Paez, fearing that Ms. [redacted] was going to shoot the employee, identified himself as a deputy sheriff and directed Ms. [redacted] to drop the weapon. Ms. [redacted] responded to Deputy Paez' commands by quickly turning and pointing the object at Deputy Paez. Deputy Paez, fearing for his life and the life of the market employee, fired five rounds at Ms. [redacted] from his Beretta 92F 9mm pistol. All five rounds missed Ms. [redacted] She immediately

dropped the object and laid on the pavement. She was taken into custody by responding units without incident. The item she was pointing was a cellular telephone.

Patient [redacted] appeared to be delusional. She said that she was pretending to be a "gangster rapper" musician, shooting at people and cars. She stated that she heard Deputy Paez' commands and understood that he was a deputy sheriff. Patient [redacted] was detained pending mental evaluation.

On October 8, 2009, the Executive Force Review Committee convened and conducted a review regarding the facts of this case. The applicable policies that were evaluated by the committee were: MPP §§ 3-01/025.00, Use of Force; 3-01/025.30, Use of Firearms and Deadly Force; 3-01/025.10, Unreasonable Force; and 3-01/050.10, Performance to Standards.

Concerning:

MPP § 3-01/025.00, Use of Force, MPP § 3-01/025.30, Use of Firearms and Deadly Force, and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputy Anthony Paez #[redacted] was reasonable and necessary and in compliance with Department policy.

Deputy Anthony Paez #[redacted] was ordered to attend eight hours of Tactics and Survival training and one hour of Mobile Tactical Threat Assessment training.

MPP § 3-01/050.10, Performance to Standards, the Committee determined that the tactics employed by Deputy Anthony Paez #[redacted] in this incident were within Department Policy.

Eric B. Smith, Commander

EBS:YLW/ylw

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SH2242904

Los Angeles County Sheriff's Department
Officer Involved Shooting

Report Date:	Bureau/Station/Facility:	Admin. Invest.?	Hit?
May 03, 2009	Palmdale Station	☒	☐

Incident Information

URN:	009-07253-2608-461	Date:	May 03, 2009	Time:	0025

City or Station: Palmdale Station

Location: 20th Street E and Avenue S

Nature of Incident: Deputy Anthony Paez, while off-duty, saw a female pointing what appeared to be a handgun at motorists. When the female pointed it at a pedestrian, Deputy Paez identified himself and ordered her to drop the gun. The female turned towards him with the item still inher hand. Deputy Paez, fearing for his safety fired his handgun at her.

Location Type (*circle one or more*): Backyard, Beach, Business, Freeway, Industrial, Park, **Parking Lot**, Residence, Rural, School, Street
Other: ____________

Lighting (*circle only one*): **Darkness**, Daylight, Other, **Street Lights**

Weather (*circle only one*): **Clear**, Cloudy, Fog, Rain

Distance:

Incident Type (*circle one or more*): Accidental, Armed Person, Fleeing Suspect, Foot Pursuit, Gun Take Away, Moving Vehicle, Sniper/Ambush, Startle, Struggle Involved, Traffic Stop, Unarmed Person, Unintentional, Vehicle Pursuit, Warrant Service, Warning Shot
Other: Simulated Weapon

Initiated by (*circle only one*): Arrest Warrant, Call, **Observation**, One Person Unit, Other, Search Warrant, Two Person Unit

Prior Activity (*circle only one*): Detective, Inmate Transport, **Other**, Routine Patrol

Total # of Shots Fired by Deputy	Total # of Shots Fired by Suspect	Aero Unit?	Canine Unit?
7	0	☐	☐

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*circle only one*)	ShiftType (*circle only one*)
[redacted]	Paez	Anthony		EM **PM** Day	Regular Overtime **Off Duty**
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty

Non-Employee Witnesses

Last Name		First Name			M.I.
Street Address	**City**	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name		First Name			M.I.
Street Address	City	Zip Code	Work Ph	Home Ph	
Last Name		First Name			M.I.
Street Address	City	Zip Code	Work Ph	Home Ph	

Supervisors

Employee #	Last Name	First Name	M.I	(*circle one or more*)
[redacted]	Wright	Mark		**On Duty**, Present during shooting, Witness to shooting, Involved in shooting
				On Duty, Present during shooting, Witness to shooting, Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Keelin	Fred	

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Carter	Quitman	

PSTD Use Only

SH # ____________

Officer Involved Shooting

URN: 009-07253-2608-461

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
May 3, 2009	0025	05-05-09	05-03-09

Employee #	Last Name	First Name	M.I
[redacted]	Brickert	Scott	J.
[redacted]	Maldonado	Albert	H.
[redacted]	Hill	Scott	

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED (one code per block)

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S 1	E 1	OO					NN	
E1	S1	FH	BR	9	Y	Y	NN	

Officer Involved Shooting
Involved Employee Information

URN: 009-07253-2608-461

Involved Employee

E 1
Employee # [redacted] Last Name Paez First Name Anthony M.I. -
Sex: M Race: H | Rank Deputy | Unit Assignment: Palmdale Station | Work Assignment (Unit #, Module, etc.): Off-Duty
ShiftTime (*circle only one*): EM (PM) Day | ShiftType (*circle only one*): Regular Overtime (Off Duty) | Intoxication/Drug Usage? ☐ | Substance Used: N/A
Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☐
Hrs of sleep prior to shooting: 8 | Duty Time (hrs): [redacted] | Clothing (*circle only one*): (Plain Clothes no Vest) Raid Jacket w/ Vest Plain Clothes w/ Vest Uniform no Vest Raid Jacket no Vest Uniform w/ Vest | Other Factors:
Age: [redacted] Height: 504 Weight: 125
Range Qualification Date: [redacted] | PPC Qualification Date: [redacted] | Laser Training Date: [redacted]
Certified with Weapon Used? [redacted] | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? ☒ | Number of Prior Shootings: 1 | Directed Force: [redacted]
Weapons Fired Brand: Beretta Caliber 9 mm # Shots 5 | Weapons Fired Brand: 5 Caliber # Shots
Field Training Officer Emp # [redacted] Last Name [redacted] First Name [redacted] M.I. [redacted]
Field Training Officer Emp # [redacted] Last Name [redacted] First Name [redacted] M.I. [redacted]

E__
Employee # Last Name First Name M.I.
Sex: Race: | Rank | Unit Assignment: | Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): EM PM Day | ShiftType (*circle only one*): Regular Overtime Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:
Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☐
Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): Plain Clothes no Vest Raid Jacket w/ Vest Plain Clothes w/ Vest Uniform no Vest Raid Jacket no Vest Uniform w/ Vest | Other Factors:
Age: Height: Weight:
Range Qualification Date: | PPC Qualification Date: | Laser Training Date:
Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ | Number of Prior Shootings: | Directed Force: ☐
Weapons Fired Brand: Caliber # Shots | Weapons Fired Brand: Caliber # Shots
Field Training Officer Emp # Last Name First Name M.I.
Field Training Officer Emp # Last Name First Name M.I.

E__
Employee # Last Name First Name M.I.
Sex: Race: | Rank | Unit Assignment: | Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): EM PM Day | ShiftType (*circle only one*): Regular Overtime Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:
Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☐
Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): Plain Clothes no Vest Raid Jacket w/ Vest Plain Clothes w/ Vest Uniform no Vest Raid Jacket no Vest Uniform w/ Vest | Other Factors:
Age: Height: Weight:
Range Qualification Date: | PPC Qualification Date: | Laser Training Date:
Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ | Number of Prior Shootings: | Directed Force: ☐
Weapons Fired Brand: Caliber # Shots | Weapons Fired Brand: Caliber # Shots
Field Training Officer Emp # Last Name First Name M.I.
Field Training Officer Emp # Last Name First Name M.I.

See Other Side

Officer Involved Shooting Suspect Information

URN: 009-07253-2608-461

Suspect Information

S 1

Last Name [redacted]	First Name [redacted]	M.I. [redacted]
AKA Last Name	First Name	M.I.
Sex: F Race: B	Street Address: City	State & Zip Code:
Work Phone: [redacted]	Home Phone: [redacted] Social Security #: [redacted]	Driver's License #:
Age: 18 D.O.B.	Height: Weight: FBI #	CII #
Booking #	Primary Charge: 5150 WIC	Secondary Charge:
Coroner Case? ☐	Coroner Case # Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐ Mental Illness? ☒	Criminal History? [redacted]
Vehicle Make	Model:	Year:

S __

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City	State & Zip Code:
Work Phone:	Home Phone: Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight: FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? ☐	Coroner Case # Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐ Mental Illness? ☐	Criminal History? ☐
Vehicle Make	Model:	Year:

S __

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City	State & Zip Code:
Work Phone:	Home Phone: Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight: FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? ☐	Coroner Case # Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐ Mental Illness? ☐	Criminal History? ☐
Vehicle Make	Model:	Year:

S __

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City	State & Zip Code:
Work Phone:	Home Phone: Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight: FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? ☐	Coroner Case # Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐ Mental Illness? ☐	Criminal History? ☐
Vehicle Make	Model:	Year:

See Other Side